

Forty-ninth Legislature
First Regular Session

COMMITTEE ON JUDICIARY

HOUSE OF REPRESENTATIVES AMENDMENTS TO H.B. 2627

(Reference to printed bill)

1 Strike everything after the enacting clause and insert:

2 "Section 1. Subject to the requirements of article IV, part 1, section
3 1, Constitution of Arizona, section 16-579, Arizona Revised Statutes, as
4 amended by 2004 proposition 200, section 5, is amended to read:

5 16-579. Procedure for obtaining ballot by elector

6 A. Every qualified elector, before receiving ~~his~~ A ballot, shall
7 announce ~~his~~ THE ELECTOR'S name and place of residence in a clear, audible
8 tone of voice to the election official in charge of the signature roster or
9 present ~~his~~ THE ELECTOR'S name and residence in writing. ~~and shall present~~
10 ~~one form of identification that bears the name, address and photograph of the~~
11 ~~elector or two different forms of identification that bear the name and~~
12 ~~address of the elector. If the name is found upon the precinct register by~~
13 ~~the election officer having charge thereof, or the qualified elector presents~~
14 ~~a certificate from the county recorder showing that he is entitled by law to~~
15 ~~vote in the precinct.~~ The election official in charge of the signature
16 roster shall ~~repeat the name~~ COMPLY WITH THE FOLLOWING and the qualified
17 elector shall be allowed within the voting area:

18 1. THE ELECTOR SHALL PRESENT ANY OF THE FOLLOWING:

19 (a) A VALID FORM OF IDENTIFICATION THAT BEARS THE PHOTOGRAPH, NAME AND
20 ADDRESS OF THE ELECTOR THAT REASONABLY APPEARS TO BE THE SAME AS THE NAME AND
21 ADDRESS IN THE PRECINCT REGISTER, INCLUDING AN ARIZONA DRIVER LICENSE, AN
22 ARIZONA NONOPERATING IDENTIFICATION LICENSE, A TRIBAL ENROLLMENT CARD OR
23 OTHER FORM OF TRIBAL IDENTIFICATION OR A UNITED STATES FEDERAL, STATE OR
24 LOCAL GOVERNMENT ISSUED IDENTIFICATION. OTHER FORMS OF IDENTIFICATION THAT
25 ARE NOT LISTED MAY BE ACCEPTABLE AS DETERMINED BY THE COUNTY OFFICER IN
26 CHARGE OF ELECTIONS AND MUST ESTABLISH THE IDENTITY OF THE ELECTOR AS
27 PRESCRIBED BY THIS SECTION. IDENTIFICATION IS DEEMED VALID UNLESS IT CAN BE
28 DETERMINED ON ITS FACE THAT IT HAS EXPIRED.

29 (b) TWO DIFFERENT ITEMS THAT CONTAIN THE NAME AND ADDRESS OF THE
30 ELECTOR THAT REASONABLY APPEARS TO BE THE SAME AS THE NAME AND ADDRESS IN THE

1 PRECINCT REGISTER, INCLUDING A UTILITY BILL, A BANK OR CREDIT UNION STATEMENT
2 THAT IS DATED WITHIN NINETY DAYS OF THE DATE OF THE ELECTION, A VALID ARIZONA
3 VEHICLE REGISTRATION, AN ARIZONA VEHICLE INSURANCE CARD, INDIAN CENSUS CARD,
4 TRIBAL ENROLLMENT CARD OR OTHER FORM OF TRIBAL IDENTIFICATION, A PROPERTY TAX
5 STATEMENT, A RECORDER'S CERTIFICATE, A VOTER REGISTRATION CARD, A VALID
6 UNITED STATES FEDERAL, STATE OR LOCAL GOVERNMENT ISSUED IDENTIFICATION OR ANY
7 MAILING THAT IS "OFFICIAL ELECTION MATERIAL". IDENTIFICATION IS DEEMED VALID
8 UNLESS IT CAN BE DETERMINED ON ITS FACE THAT IT HAS EXPIRED.

9 (c) A VALID FORM OF IDENTIFICATION THAT BEARS THE PHOTOGRAPH, NAME AND
10 ADDRESS OF THE ELECTOR EXCEPT THAT IF THE ADDRESS ON THE IDENTIFICATION DOES
11 NOT REASONABLY APPEARS TO BE THE SAME AS THE ADDRESS IN THE PRECINCT REGISTER
12 OR THE IDENTIFICATION IS A VALID UNITED STATES MILITARY IDENTIFICATION CARD
13 OR A VALID UNITED STATES PASSPORT AND DOES NOT BEAR AN ADDRESS, THE
14 IDENTIFICATION MUST BE ACCCOMPANIED BY ONE OF THE ITEMS LISTED IN SUBDIVISION
15 (b) OF THIS PARAGRAPH.

16 2. IF THE ELECTOR DOES NOT PRESENT IDENTIFICATION THAT COMPLIES WITH
17 PARAGRAPH 1 OF THIS SUBSECTION, THE ELECTOR IS ONLY ELIGIBLE TO VOTE A
18 PROVISIONAL BALLOT AS PRESCRIBED BY SECTION 16-584 OR A CONDITIONAL
19 PROVISIONAL BALLOT AS PROVIDED FOR IN THE SECRETARY OF STATE'S INSTRUCTION
20 AND PROCEDURES MANUAL ADOPTED PURSUANT TO SECTION 16-452.

21 B. Any qualified elector who is listed as having applied for an early
22 ballot but who states that ~~he~~ THE ELECTOR has not voted and will not vote an
23 early ballot for this election or surrenders the early ballot to the precinct
24 inspector on election day shall be allowed to vote pursuant to the procedure
25 set forth in section 16-584.

26 C. Each qualified elector's name shall be numbered consecutively by
27 the clerks, with the number ~~upon~~ ON the stub of the ballot delivered to ~~him~~
28 THE ELECTOR, and in the order of applications for ballots. The election
29 judge having charge of the ballots shall also write ~~his~~ THE ELECTOR'S
30 initials ~~upon~~ ON the stub and the number of the qualified elector as it
31 appears ~~upon~~ ON the precinct register. The judge shall give the qualified
32 elector only one ballot, and ~~his~~ THE ELECTOR'S name shall be immediately
33 checked on the precinct register.

34 D. Each qualified elector shall sign ~~his~~ THE ELECTOR'S name in the
35 signature roster prior to receiving ~~his~~ A ballot, but an inspector or judge

1 may sign the roster for an elector who is unable to sign because of physical
2 disability, and in that event the name of the elector shall be written with
3 red ink, and no attestation or other proof shall be necessary. The
4 provisions of this subsection relating to signing the signature roster shall
5 not apply to electors casting a ballot using early voting procedures.

6 E. A person offering to vote at a special district election for which
7 no special district register has been supplied shall sign an affidavit
8 stating ~~his~~ THE PERSON'S address and that ~~he~~ THE PERSON resides within the
9 district boundaries or proposed district boundaries and swearing that ~~he~~ THE
10 PERSON is a qualified elector and has not already voted at the election being
11 held.

12 Sec. 2. Repeal

13 Section 16-579, Arizona Revised Statutes, as amended by Laws 2003,
14 chapter 260, section 18, is repealed.

15 Sec. 3. Requirements for enactment; three-fourths vote

16 Pursuant to article IV, part 1, section 1, Constitution of Arizona,
17 section 1 of this act is effective only on the affirmative vote of at least
18 three-fourths of the members of each house of the legislature.

19 Sec. 4. Emergency

20 This act is an emergency measure that is necessary to preserve the
21 public peace, health or safety and is operative immediately as provided by
22 law."

23 Amend title to conform

and, as so amended, it do pass

ADAM DRIGGS
Chairman

2627-se-jud
2/26/09
H:jjb